

# HOUSE BILL No. 1331

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-18; IC 9-29-5-38.5.

**Synopsis:** License plates. Provides that, with the consent of the person registering certain vehicles, the bureau of motor vehicles (bureau) may release the person's name and address and the date of expiration of registration of the vehicles to certain organizations. Contains provisions for the design of the support our troops license plate (plate). Raises the supplemental annual fee for the plate from \$20 to \$25. Provides that a plate may be displayed on a motorcycle. Establishes the support our troops fund, and provides for the deposit of certain fees that formerly were deposited in the military family relief fund in the support our troops fund. Provides that the bureau may not use a new design of the plate until supplies of the former plate have been issued in full by the bureau. Makes a technical correction. Makes conforming amendments.

**Effective:** July 1, 2007.

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January 26, 2007, read first time and referred to Committee on Roads and Transportation.

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Introduced

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

## HOUSE BILL No. 1331

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 9-18-2-16 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 16. (a) A person who  
3 owns a vehicle must sign an application in ink to register the vehicle.

4 (b) An application to register a vehicle must contain the following:

5 (1) The:

6 (A) name, bona fide residence, and mailing address, including  
7 the name of the county, of the person who owns the vehicle; or

8 (B) business address, including the name of the county, of the  
9 person that owns the vehicle if the person is a firm, a  
10 partnership, an association, a corporation, a limited liability  
11 company, or a unit of government.

12 If the vehicle that is being registered has been leased and is  
13 subject to the motor vehicle excise tax under IC 6-6-5 or the  
14 commercial vehicle excise tax under IC 6-6-5.5, the application  
15 must contain the address of the person who is leasing the vehicle.

16 If the vehicle that is being registered has been leased and is not  
17 subject to the motor vehicle excise tax under IC 6-6-5 or the

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commercial vehicle excise tax under IC 6-6-5.5, the application must contain the address of the person who owns the vehicle, the person who is the lessor of the vehicle, or the person who is the lessee of the vehicle. If a leased vehicle is to be registered under the International Registration Plan, the registration procedures are governed by the terms of the plan.

(2) A brief description of the vehicle to be registered, including the following information if available:

(A) The name of the manufacturer of the vehicle.

(B) The vehicle identification number.

(C) The manufacturer's rated capacity if the vehicle is a truck, tractor, trailer, or semitrailer.

(D) The type of body of the vehicle.

(E) The model year of the vehicle.

(F) Any other information reasonably required by the bureau to enable the bureau to determine if the vehicle may be registered. The bureau may request the person applying for registration to provide the vehicle's odometer reading.

(3) A space on the application in which the person registering the vehicle may indicate the person's desire to donate money to organizations that promote the procurement of organs for anatomical gifts. The space on the application must:

(A) allow the person registering the vehicle to indicate the amount the person desires to donate; and

(B) provide that the minimum amount a person may donate is one dollar (\$1).

Funds collected under this subdivision shall be deposited with the treasurer of state in a special account. The auditor of state shall monthly distribute the money in the special account to the anatomical gift promotion fund established by IC 16-19-3-26. The bureau may deduct from the funds collected under this subdivision the costs incurred by the bureau in implementing and administering this subdivision.

**(4) A space on the application in which the person registering the vehicle and requesting a:**

**(A) license plate designed and issued as a special group recognition license plate under IC 9-18-25 with an annual fee collected under:**

**(i) IC 9-18-25-17.5(e)(2)(B); or**

**(ii) IC 9-18-25-17.7(b)(2);**

**(B) Hoosier veteran license plate under IC 9-18-50; or**

**(C) support our troops license plate under IC 9-18-51;**

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1 must indicate the person's desire to authorize the release of  
 2 the person's name and address and the date of the expiration  
 3 of the registration to the sponsoring organization or the direct  
 4 beneficiary of the annual supplemental fee collected under  
 5 IC 9-18-25-17.5(e)(2)(B), IC 9-18-25-17.7(b)(2),  
 6 IC 9-29-5-38.5(a)(2), or IC 9-29-5-38.5(b)(2). If the person  
 7 registering the vehicle gives consent in this manner, the  
 8 bureau shall release the name and address of the person  
 9 registering the vehicle and the date of expiration of the  
 10 registration of the vehicle upon the request of the sponsoring  
 11 organization or the direct beneficiary of the annual  
 12 supplemental fee.

13 (c) The department of state revenue may audit records of persons  
 14 who register trucks, trailers, semitrailers, buses, and rental cars under  
 15 the International Registration Plan to verify the accuracy of the  
 16 application and collect or refund fees due.

17 SECTION 2. IC 9-18-25-1, AS AMENDED BY P.L.58-2006,  
 18 SECTION 3, AND AS AMENDED BY P.L.68-2006, SECTION 3, IS  
 19 CORRECTED AND AMENDED TO READ AS FOLLOWS  
 20 [EFFECTIVE JULY 1, 2007]: Sec. 1. This chapter does not apply to  
 21 the following:

- 22 (1) Antique motor vehicle license plates (IC 9-18-12).
- 23 (2) Recovery vehicle license plates (IC 9-18-13).
- 24 (3) Personalized license plates (IC 9-18-15).
- 25 (4) Prisoner of war license plates (IC 9-18-17).
- 26 (5) Disabled veteran license plates (IC 9-18-18).
- 27 (6) Purple Heart license plates (IC 9-18-19).
- 28 (7) Indiana National Guard license plates (IC 9-18-20).
- 29 (8) Person with a disability license plates (IC 9-18-22).
- 30 (9) Amateur radio operator license plates (IC 9-18-23).
- 31 (10) *In God We Trust* license plates (IC 9-18-24.5).
- 32 ~~(10)~~ (11) Pearl Harbor survivor license plates (IC 9-18-45.8).
- 33 ~~(11)~~ (12) *Hoosier veteran* license plates (IC 9-18-50).
- 34 ~~(12)~~ (13) *Support our troops* license plates (IC 9-18-51).

35 SECTION 3. IC 9-18-25-17.5, AS AMENDED BY P.L.117-2006,  
 36 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 37 JULY 1, 2007]: Sec. 17.5. (a) This section applies to a special group if  
 38 at least five thousand (5,000) of the special group's license plates are  
 39 issued under this chapter during one (1) calendar year beginning after  
 40 December 31, 2004.

41 (b) Notwithstanding section 2 of this chapter, the representatives of  
 42 the special group may petition the bureau to design a distinctive license

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plate that identifies a vehicle as being registered to a person who is a member of the special group.

(c) The design of the special group license plate must include a basic design for the special group recognition license plate with consecutive numerals or letters, or both, to properly identify the vehicle.

(d) A special group license plate must be treated with special reflective material designed to increase the visibility and legibility of the special group license plate.

(e) Beginning with the calendar year following the year in which the representatives petition the bureau under subsection (b), the bureau shall issue the special group's license plate to a person who is eligible to register a vehicle under this title who:

- (1) completes an application for the license plate; and
- (2) pays the following fees:

(A) The appropriate fee under IC 9-29-5-38(a).

(B) An annual fee of twenty-five dollars (\$25).

(f) The annual fee referred to in subsection (e)(2)(B) shall be collected by the bureau and deposited in a trust fund for the special group established under subsection (g). However, the bureau shall retain two dollars (\$2) for each license plate issued until the cost of designing and issuing the special group license plate is recovered by the bureau.

(g) The treasurer of state shall establish a trust fund for each special group for which the bureau collects fees under this section.

(h) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds are invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund is continuously appropriated for the purposes of this section. Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(i) The commissioner shall administer the fund. Expenses of administering the fund shall be paid from money in the fund.

(j) On June 30 of each year, the commissioner shall distribute the money from the fund to the special group for which the bureau has collected fees under this section.

~~(k) The bureau may not disclose information that identifies the persons to whom special group license plates have been issued under this section.~~

SECTION 4. IC 9-18-25-17.7, AS ADDED BY P.L.117-2006, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

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JULY 1, 2007]: Sec. 17.7. (a) Notwithstanding any other law, representatives of a special group that participates in the special group recognition plate program may request that the bureau collect an annual fee of twenty-five dollars (\$25) on behalf of the special group.

(b) If a request is made under subsection (a), the bureau shall collect the following fees:

(1) The appropriate fee under IC 9-29-5-38(a).

(2) An annual fee of twenty-five dollars (\$25).

(c) The annual fee referred to in subsection (b)(2) shall be collected by the bureau and deposited in a trust fund for the special group established under subsection (d).

(d) The treasurer of state shall establish a trust fund for each special group for which the bureau collects fees under this section.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds are invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund is continuously appropriated for the purposes of this section. Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(f) The commissioner shall administer the fund. Expenses of administering the fund shall be paid from money in the fund.

(g) Before June 30 of each year, the commissioner shall distribute the money from the fund to the special group for which the bureau has collected fees under this section.

~~(h) The bureau may not disclose information that identifies the persons to whom special group license plates have been issued under this section.~~

~~(i)~~ (h) If:

(1) representatives of a special group have collected an annual fee as set forth in subsection (a) from purchasers of the special group recognition license plates that was paid directly to the special group; and

(2) the representatives of the special group request the bureau to collect the annual fee on behalf of the special group as set forth in subsection (a);

representatives of the special group may request the bureau to change the method of collection of the annual fee for the following calendar year. The representatives of the special group must make a request under this subsection by July 1 of the year preceding the year for which the change has been requested. The group may request only one (1) change in the method of collection in a plate cycle.

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⌚ (i) If:

- (1) the bureau collects an annual fee as set forth in subsection (a) on behalf of a special group; and
- (2) representatives of the special group request the bureau to cease collection of the annual fee as set forth in subsection (a) on behalf of the special group as the annual fee will be paid directly to the special group by purchasers of the special group recognition license plates;

representatives of the special group may request the bureau to change the method of collection of the annual fee for the following calendar year. The representatives of the special group must make a request under this subsection by July 1 of the year preceding the year for which the change has been requested. The group may request only one (1) change in the method of collection in a plate cycle.

SECTION 5. IC 9-18-51-2, AS ADDED BY P.L.58-2006, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. A support our troops license plate must include the following:

- (1) A basic design for the plate, with consecutive numbers or letters, or both, to properly identify the vehicle.
- (2) A background design, an emblem, or colors that designate the license plate as a support our troops license plate.

**(3) The:**

- (A) slogan "Support Our Troops" or "Salute Our Heroes" across the bottom of;**
- (B) flag banner of Support Our Troops, Inc., across the top of; and**
- (C) organizational logo of Support Our Troops, Inc., on; the license plate.**

⌚ (4) Any other information the bureau considers necessary.

SECTION 6. IC 9-18-51-3, AS ADDED BY P.L.58-2006, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. A support our troops license plate issued under this chapter may be displayed on the following:

- (1) A passenger motor vehicle.
- (2) A truck registered as a truck with a declared gross weight of not more than eleven thousand (11,000) pounds.
- (3) A recreational vehicle.

**(4) A motorcycle.**

SECTION 7. IC 9-18-51-5, AS ADDED BY P.L.58-2006, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. **(a)** The fee for a support our troops license

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plate is the appropriate fee under IC 9-29-5-38.5(b).

(b) The annual supplemental fee collected under IC 9-29-5-38.5(b)(2) shall be deposited in the support our troops fund established by section 6 of this chapter.

SECTION 8. IC 9-18-51-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 6. (a) The support our troops fund is established.

(b) The treasurer of state shall invest the money in the support our troops fund not currently needed to meet the obligations of the fund in the same manner as other public trust funds are invested. Interest that accrues from these investments shall be deposited in the fund.

(c) The bureau shall administer the support our troops fund. Expenses of administering the fund shall be paid from money in the fund.

(d) On June 30 of each year, the bureau shall distribute money in the support our troops fund attributable to a recipient of a support our troops license plate to Support Our Troops, Inc. Support Our Troops, Inc. shall use the funds distributed to it under this subsection for the benefit of Indiana troops and their families according to the articles of incorporation of Support Our Troops, Inc.

(e) Money in the support our troops fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 9. IC 9-29-5-38.5, AS ADDED BY P.L.58-2006, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 38.5. (a) A vehicle registered under IC 9-18-50 is subject to:

- (1) an annual registration fee;
- (2) an annual supplemental fee of fifteen dollars (\$15); and
- (3) any other fee or tax required of a person registering a vehicle under this title.

(b) A vehicle registered under IC 9-18-51 is subject to:

- (1) an annual registration fee;
- (2) an annual supplemental fee of ~~twenty~~ **twenty-five** dollars ~~(\$20); (\$25);~~ and
- (3) any other fee or tax required of a person registering a vehicle under this title.

(c) The bureau shall distribute the annual supplemental fees described in ~~subsections~~ **subsection** (a)(2) ~~and (b)(2)~~ that are collected from each registration to the director of veterans' affairs for deposit in the military family relief fund established under IC 10-17-12-8.

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1 (d) The bureau shall distribute the annual supplemental fees  
2 described in subsection (b)(2) that are collected from each  
3 registration to the support our troops fund established by  
4 IC 9-18-51-6.

5 SECTION 10. [EFFECTIVE JULY 1, 2007] (a) Notwithstanding  
6 IC 9-18-51-2(3), as amended by this act, the bureau of motor  
7 vehicles shall not issue a support our troops license plate bearing  
8 the phrase "Salute Our Heroes" until the supply existing on July  
9 1, 2007, of support our troops license plates bearing the slogan  
10 "Support Our Troops" has been issued in full by the bureau of  
11 motor vehicles.

12 (b) This SECTION expires December 31, 2009.

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